

PTO/SB/01 (10-06)

Approved for use through 07/31/2006. OMB 0851-0032

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**DECLARATION FOR UTILITY OR  
DESIGN  
PATENT APPLICATION  
(37 CFR 1.63)**

☐ Declaration  
Submitted  
With Initial  
Filing

OR

☒ Declaration  
Submitted after Initial  
Filing (surcharge  
(37 CFR 1.16 (e))  
required)

Attorney Docket Number	HMI P1198US1
First Named Inventor	INSALACO, Robert W.
<b>COMPLETE IF KNOWN</b>	
Application Number	10/826,654
Filing Date	March 4, 2006
Art Unit	
Examiner Name	

**I hereby declare that:**

Each inventor's residence, mailing address, and citizenship are as stated below next to their name.

I believe the inventor(s) named below to be the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**RAIL SYSTEM**

*(Title of the Invention)*

the specification of which

☐ is attached hereto

OR

☒ was filed on (MM/DD/YYYY) **03/04/2005** as United States Application Number or PCT International

Application Number **10/526,654** and was amended on (MM/DD/YYYY) (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT International filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT International application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT International application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?	
				YES	NO
PCT/US03/27584	US	08/04/2003	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

☐ Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

[Page 1 of 2]

This collection of information is required by 35 U.S.C. 116 and 37 CFR 1.63. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 21 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO/SB/01 (10-06)

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**DECLARATION — Utility or Design Patent Application**

Direct all correspondence to:		<input checked="" type="checkbox"/> The address associated with Customer Number:	37190		OR	<input checked="" type="checkbox"/> Correspondence address below
Name THOMAS L. LOCKHART - VARNUM, RIDDERING, SCHMIT & HOWLETT LLP						
Address BRIDGEWATER PLACE - P.O. BOX 352						
City GRAND RAPIDS			State MICHIGAN		ZIP 49501-0352	
Country USA		Telephone 818/338-8000		Email petent@varnumllp.com		
<p align="center"><b>WARNING:</b></p> <p>Petitioner/applicant is cautioned to avoid submitting personal information in documents filed in a patent application that may contribute to identity theft. Personal information such as social security numbers, bank account numbers, or credit card numbers (other than a check or credit card authorization form PTO-2038 submitted for payment purposes) is never required by the USPTO to support a petition or an application. If this type of personal information is included in documents submitted to the USPTO, petitioners/applicants should consider redacting such personal information from the documents before submitting them to the USPTO. Petitioner/applicant is advised that the record of a patent application is available to the public after publication of the application (unless a non-publication request in compliance with 37 CFR 1.213(a) is made in the application) or issuance of a patent. Furthermore, the record from an abandoned application may also be available to the public if the application is referenced in a published application or an issued patent (see 37 CFR 1.14). Checks and credit card authorization forms PTO-2038 submitted for payment purposes are not retained in the application file and therefore are not publicly available.</p> <p>I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.</p>						
NAME OF SOLE OR FIRST INVENTOR:				<input type="checkbox"/> A petition has been filed for this unsigned inventor		
Given Name (first and middle (if any)) Robert W.				Family Name or Surname INSALACO		
Inventor's Signature					Date	
Residence: City Holland		State MI		Country USA		Citizenship USA
Mailing Address 415 Goldcrest Drive						
City Holland		State MI		Zip 49424		Country USA
<input checked="" type="checkbox"/> Additional inventors or a legal representative are being named on the supplemental sheet(s) PTO/SB/02A or 02LR attached hereto.						

PTO/BB/02A (09-04)

Approved for use through 07/31/2006. OMB 0651-0032

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<b>DECLARATION</b>	<b>ADDITIONAL INVENTOR(S)</b> Supplemental Sheet	Page <u>3</u> of <u>3</u>
--------------------	-----------------------------------------------------	---------------------------

Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any))		Family Name or Surname	
Russell		HOWE	
Inventor's Signature <i>Russell Howe</i>		Date <i>05/05/06</i>	
Glendale Residence: City	CA State	USA Country	USA Citizenship
623 Highland Avenue, Apartment #7 Mailing Address			
Glendale City	CA State	91202 Zip	USA Country
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any))		Family Name or Surname	
James B.		LONG	
Inventor's Signature		Date	
Kentwood Residence: City	MI State	USA Country	USA Citizenship
3345 Breton Valley Drive, SE Mailing Address			
Kentwood City	MI State	48612 Zip	USA Country
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any))		Family Name or Surname	
W. Daniel		MILLIS	
Inventor's Signature <i>W. Daniel</i>		Date <i>5/9/06</i>	
Encino Residence: City	CA State	USA Country	USA Citizenship
4750 Encino Avenue Mailing Address			
Encino City	CA State	91316 Zip	USA Country

This collection of information is required by 35 U.S.C. 115 and 37 CFR 1.63. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 21 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1460, Alexandria, VA 22313-1460. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1460, Alexandria, VA 22313-1460.

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Submitted  
With Initial  
Filing

OR

☒Declaration  
Submitted after Initial  
Filing (surcharge  
(37 CFR 1.16 (e))  
required)Attorney Docket  
Number

HMI P1198US1

First Named Inventor

INSALACO, Robert W.

## COMPLETE IF KNOWN

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March 4, 2005

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RAIL SYSTEM

(Title of the Invention)

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PCT/US03/27584	US	09/04/2003	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

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If you need assistance completing the form, call 1-800-PTO-9199 and select option 2.

### DECLARATION — Utility or Design Patent Application

Direct all correspondence to: <input checked="" type="checkbox"/> The address associated with Customer Number:		37190	OR <input checked="" type="checkbox"/> Correspondence address below	
Name THOMAS L. LOCKHART - VARNUM, RIDDERING, SCHDMIT & HOWLETT LLP				
Address BRIDGEWATER PLACE - P.O. BOX 352				
City GRAND RAPIDS		State MICHIGAN		ZIP 49501-0352
Country USA	Telephone 616/336-6000		Email patents@varnumlaw.com	
<b>WARNING:</b>				
<p>Petitioner/applicant is cautioned to avoid submitting personal information in documents filed in a patent application that may contribute to identity theft. Personal information such as social security numbers, bank account numbers, or credit card numbers (other than a check or credit card authorization form PTO-2038 submitted for payment purposes) is never required by the USPTO to support a petition or an application. If this type of personal information is included in documents submitted to the USPTO, petitioners/applicants should consider redacting such personal information from the documents before submitting them to the USPTO. Petitioner/applicant is advised that the record of a patent application is available to the public after publication of the application (unless a non-publication request in compliance with 37 CFR 1.213(a) is made in the application) or issuance of a patent. Furthermore, the record from an abandoned application may also be available to the public if the application is referenced in a published application or an issued patent (see 37 CFR 1.14). Checks and credit card authorization forms PTO-2038 submitted for payment purposes are not retained in the application file and therefore are not publicly available.</p>				
<p>I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.</p>				
NAME OF SOLE OR FIRST INVENTOR:		<input type="checkbox"/> A petition has been filed for this unsigned inventor		
Given Name (first and middle [if any]) Robert W.		Family Name or Surname INSALACO		
Inventor's Signature 				Date 5/8/06
Residence: City Holland	State MI	Country USA	Citizenship USA	
Mailing Address 415 Goldcrest Drive				
City Holland	State MI	Zip 49424	Country USA	
<input checked="" type="checkbox"/> Additional Inventors or a legal representative are being named on the supplemental sheet(s) PTO/SB/02A or 02LR attached hereto.				

**DECLARATION****ADDITIONAL INVENTOR(S)**  
Supplemental SheetPage 3 of 3

<b>Name of Additional Joint Inventor, if any:</b>		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any))		Family Name or Surname	
Russel		HOWE	
Inventor's Signature		Date	
Glendale Residence: City	CA State	USA Country	USA Citizenship
823 Highland Avenue, Apartment #7 Mailing Address			
Glendale City	CA State	91202 Zip	USA Country
<b>Name of Additional Joint Inventor, if any:</b>		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any))		Family Name or Surname	
James B.		LONG	
Inventor's Signature <i>James B Long</i>		Date <i>5/8/06</i>	
Kentwood Residence: City	MI State	USA Country	USA Citizenship
3345 Breton Valley Drive, SE Mailing Address			
Kentwood City	MI State	49512 Zip	USA Country
<b>Name of Additional Joint Inventor, if any:</b>		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any))		Family Name or Surname	
W. Daniel		HILLIS	
Inventor's Signature		Date	
Encino Residence: City	CA State	USA Country	USA Citizenship
4750 Encino Avenue Mailing Address			
Encino City	CA State	91316 Zip	USA Country

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☒ Name/Number:

Accounting Date  
Starts:  Ends:

☐ Attny Docket No:

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Accounting Date	Operator ID	Seq. No.	Txn Src	Fee Code	St	Amount	Name/Number	Dep Acct
03/14/2005	MKAYPAGH	334	SALE	1615	A	1,650.00	10526654	
03/14/2005	MKAYPAGH	333	SALE	1681	A	250.00	10526654	
03/14/2005	MKAYPAGH	332	SALE	1641	A	100.00	10526654	
03/14/2005	MKAYPAGH	331	SALE	1633	A	200.00	10526654	
03/14/2005	MKAYPAGH	330	SALE	1631	A	300.00	10526654	



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*[Handwritten signature]*